

**THOMPSON & KNIGHT LLP**

ATTORNEYS AND COUNSELORS

1700 PACIFIC AVENUE • SUITE 3300

DALLAS, TEXAS 75201-4693

(214) 969-1700

FAX (214) 969-1751

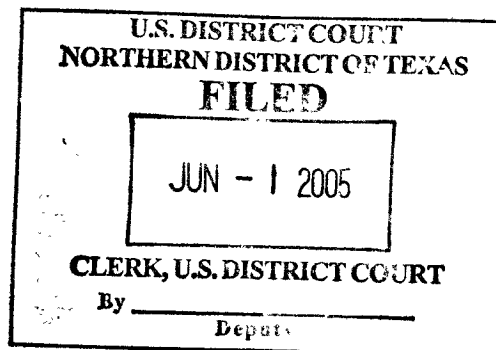
www.tklaw.com

DIRECT DIAL (214) 969-1254  
EMAIL Molly.Steele@tklaw.comAUSTIN  
DALLAS  
FORT WORTH  
HOUSTONALGIERS  
MONTERREY  
PARIS  
RIO DE JANEIRO

May 31, 2005

**HAND DELIVERY**

Senior District Judge Jerry Buchmeyer  
United States District Court  
Northern District of Texas  
1100 Commerce Street, Room 1544  
Dallas, TX 75242-1003



RE: *GW Equity LLC, et al. v. PBS Global, Inc., et al.*  
Cause No. 3-05CV0800-R

Dear Judge Buchmeyer:

We are in receipt of Mr. McCreary's letter in opposition of Plaintiffs' unopposed motion to enlarge time to file an answer. In fact, Mr. McCreary's associate, Cory Hartsfield, agreed to a customary two week extension in the presence of both Mr. Alexander and myself during a telephone conference immediately preceding the May 19, 2005 hearing.

On Tuesday, May 24, 2005, Mr. Hartsfield was provided a copy of both the motion and proposed order via e-mail in which we requested that he review the documents to ensure the motion reflected the parties' agreement and, if so, to sign both the motion and the proposed order. Again, on Wednesday, Mr. Hartsfield received a follow-up e-mail asking him to sign the motion that reflects the parties' "prior agreement." (Both e-mails are attached hereto). In addition, both Mr. McCreary and Mr. Hartsfield received phone calls from Amber Shockey on both Wednesday and Thursday explaining that we were calling about the extension to answer.

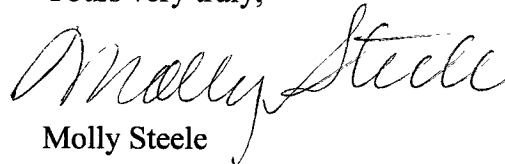
Until defendants filed the motion as an unopposed motion, neither Mr. Hartsfield or Mr. McCreary ever informed us that they no longer agreed to an extension. Mr. McCreary waited until after receiving service of the motion and proposed order to bring his position to our attention. Therefore, it continues to be our position that the certificate of conference is not false and that defendants did not misstate plaintiffs' agreement to the two-week extension.

Because two answers are due today, Tuesday, May 31, 2005, we would have expected Mr. McCreary or Mr. Hartsfield to tell us of their change-of-heart earlier than the last business day before the answers' due date. In the meantime, defendants have relied upon the agreement to extend the time to file answers (and even delayed filing the motion two days while awaiting

Senior District Judge Jerry Buchmeyer  
May 31, 2005  
Page 2

plaintiffs' response). We therefore, ask this Court to grant the motion whether or not Mr. McCreary agrees.

Yours very truly,

A handwritten signature in cursive script that reads "Molly Steele". The signature is written in black ink and is positioned above the printed name "Molly Steele".

Molly Steele

cc: Cory Hartsfield, Esq. (w/encl.) (via facsimile)  
Stuart Alexander, III, Esq. (w/encl.) (via facsimile)  
Amber Shockey (firm)